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Aug-31-01 03:52pm From McGuire Woods LLP

-703 P.002/004 F-758

Docket No.: 02940086PA

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name:
 I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

DELTA 9 TETRAHYDROCANNABINOL (DELTA 9 THC) SOLUTION
METERED DOSE INHALERS AND METHODS OF USE

the specification of which:

(check
one)

is attached hereto
 was filed on _____
 as Application Serial No. _____
 and was amended on _____
 (if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56*

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

priority claimed
yes no

(Number)	(Country)	(Day/Month/Year Filed)	priority claimed
09/273,766 (Application Serial No.)	March 22, 1999 (Filing Date)	Pending (Status: patented, pending, abandoned)	yes no
60/105,850 (Application Serial No.)	October 27, 1998 (Filing Date)	Provisional (Status: patented, pending, abandoned)	

and any continuation applications thereof currently pending.

Power of Attorney: As a named inventor, I hereby appoint C. Lamont Whitham, Reg. No. 22,424, Marshall M. Curtis, Reg. No. 33,138 and Michael E. Whitham, Reg. No. 32,635, Kevin A. Reif, Reg. No. 36,381, Samuel W. Ntirois, Reg. No. 39,318, Andrew M. Calderon, Reg. No. 38,093, Ruth E. Tyler-Cross, Reg. No. 45,922, Philip D. Lane, Reg. No. 41,140, Shui-Chou Chou, Reg. No. 44,081, Clyde R. Christoferson, Reg. No. 34,138, Mary G. Goulet, Reg. No. 35,884, S. Luke Anderson, Reg. No. 44,507, Paul E. McGowan, Reg. No. 46,917, Mark J. Young, Reg. No. 39,436, Andrew Y. Pang, Reg. No. 40,114, and Scott A. Felder, Reg. No. 47,558, as attorneys and/or agents to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. All correspondence should be directed to McGuireWoods, 1750 Tysons Boulevard, Suite 1800, Tysons Corner, McLean, Virginia 22102-4215. Telephone calls should be directed to McGuireWoods, LLP at (703) 712-5000.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Aug-31-01 03:53pm From-McGuire Not LP

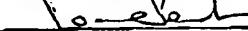
-703 P.003/004 F-758

Docket No.: 02940086PA

Full Name of Sole

or First Inventor Joanne Pearl

Date 9/4/01

Inventor's Signature Residence 14808 Chappell Valley Drive #1332, Richmond, Virginia 23223 Date 1004 GREENWAY LANE RICHMOND, VA
23226

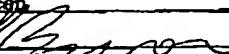
Citizenship UK

Post Office Address Same as above

Full Name of

Second Inventor Peter R. Byron

Date 9/4/01

Inventor's Signature 

Residence 8101 Lower Ralston Court, Richmond, Virginia 23229

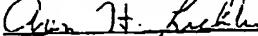
Citizenship USA

Post Office Address Same as above

Full Name of

Third Inventor Aron H. Lichman

Date 9/4/01

Inventor's Signature 

Residence 2306 Stonemill Court, Richmond, Virginia 23233

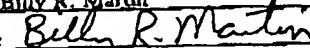
Citizenship USA

Post Office Address Same as above

Full Name of

Fourth Inventor Billy R. Martin

Date 9/4/01

Inventor's Signature 

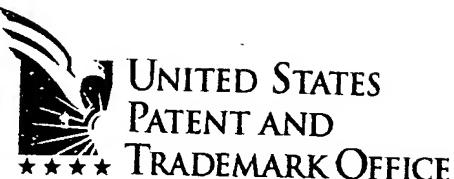
Residence 2406 St. Regis Drive, Richmond, Virginia 23233

Citizenship USA

Post Office Address Same as above

Title 37, Code of Federal Regulations, § 1.56:

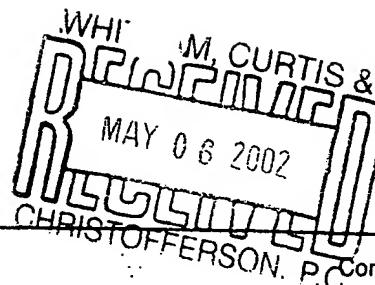
- (a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith toward the Patent and Trademark Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is canceled or withdrawn from consideration, or the application becomes abandoned.
- (b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and (1) it establishes, by itself or in combination with other information, a prima facie case of unpatentability; or (2) it refutes, or is inconsistent with, a position the applicant takes in: (i) opposing an argument of unpatentability relied on by the Office, or (ii) asserting an argument of patentability.



UNITED STATES
PATENT AND
TRADEMARK OFFICE

MAY 02, 2002

PTAS
WHITHAM, CURTIS & CHRISTOPHER, PC.
RUTH TYLER-CROSS
11491 SUNET HILLS RD.
SUITE 340
RESTON, VA 20190



Commissioner for Trademarks
Arlington, VA 22202-3513
www.uspto.gov



102011151A

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

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PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 03/04/2002

REEL/FRAME: 012647/0489
NUMBER OF PAGES: 2

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:
PEART, JOANNE

DOC DATE: 09/04/2001

ASSIGNOR:
BYRON, PETER R.

DOC DATE: 09/04/2001

ASSIGNOR:
LICHTMAN, ARON H.

DOC DATE: 09/04/2001

ASSIGNOR:
MARTIN, BILLY R.

DOC DATE: 09/04/2001

ASSIGNEE:
VIRGINIA COMMONWEALTH UNIVERSITY
1101 EAST MARSHALL STREET
RICHMOND, VIRGINIA 23298

SERIAL NUMBER: 09944221
PATENT NUMBER:

FILING DATE: 09/04/2001
ISSUE DATE:

012647/0489 PAGE 2

MAURICE CARTER, EXAMINER
ASSIGNMENT DIVISION
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PATENT & TRADEMARK OFFICE

03-12-2002



102011151

Docket No.: 02940086PA

ET

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Joanne Peart, Peter R. Byron, Aron H. Lichtman and
Billy R. Martin

3-402

Additional names(s) of conveying party(ies) Yes No

3. Nature of conveyance:

- Assignment Merger
 Security Agreement Change of Name
 Other _____

Execution Date: September 4, 2001

4. Application number(s) or registration numbers(s):

If this document is being filed together with a new application, the execution date of the application is: _____

A. Patent Application No.(s)

09/944,221 filed on
September 4, 2001

B. Patent No.(s)

Additional numbers attached? Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Ruth Tyler-Cross

Internal Address: Whitham, Curtis & Christofferson, P.C

Street Address: 11491 Sunset Hills Road, Suite 340

03/11/2002 TDIАЗ1 00000157 09944221

01 FC:581 40.00 OP
City: Reston State: Va. ZIP: 20190

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41): \$ 40.00

- Enclosed - Any excess or insufficiency should be credited or debited to deposit account
 Authorized to be charged to deposit account

8. Deposit account number:

50-2041

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9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Ruth Tyler-Cross Reg No. 45,922

Name of Person Signing

Signature

March 4, 2002

Date

ASSIGNMENT OF INVENTION

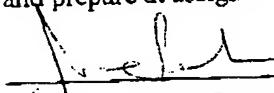
WHEREAS, WE, Joanne Peart, Peter R. Byron, Aron H. Lichtman and Billy R. Martin have invented certain new and useful improvements in DELTA 9 TETRAHYDROCANNABINOL (DELTA 9 THC) SOLUTION METERED DOSE INHALERS AND METHODS OF USE for which a patent application has been executed.

AND WHEREAS, Virginia Commonwealth University having a principal place of business at 1101 East Marshall Street, Richmond, VA 23298-0568, referred to as Assignee, is desirous of acquiring our interest in said invention and in any Letters Patent which may be granted therefor.

NOW THIS INDENTURE WITNESSETH, That for a valuable consideration, the receipt of which is hereby acknowledged, we hereby assign, sell and transfer unto the said assignee, the entire right, title and interest in and to inventions disclosed in said application and in and to any Letters Patent of the United States and in and to any Letters Patent or Inventor's Certificates of any and all foreign countries which may be granted therefor, and in and to any and all priority and/or Convention rights or benefits accruing or to accrue to us with respect to the filing or securing of patents in the United States and/or securing of patents or inventor's certificates in any and all countries foreign thereto.

AND we hereby grant to assignee the right to apply in its own name for patents or inventor's certificates corresponding to the above invention in countries foreign to the United States.

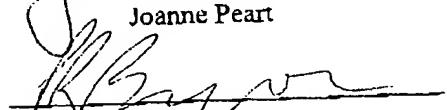
AND we hereby further agree to sign and properly execute such necessary and lawful papers for application for foreign patents and inventor's certificates for filing applications for United States, foreign patents and inventor's certificates for subdivisions of any applications for patent or inventor's certificate and/or for obtaining any reissue or reissues of any Letters Patent which may be granted for my aforesaid invention and to perform such further acts as may be required to carry out the intent of this agreement as the assignee thereof shall hereafter require and prepare at assignee's expense.



Joanne Peart

9/4/01

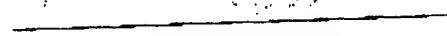
Date



Peter R. Byron

9/4/01

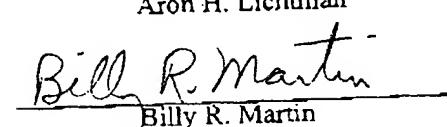
Date



Aron H. Lichtman

9/4/01

Date



Billy R. Martin

9/4/01

Date



BD

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

J. Peart, et al.

Serial No.:09/944,221

Group Art Unit:1619

Filed: September 4, 2001

Examiner: not yet assigned

For: DELTA 9-TETRAHYDROCANNABINOL (DELTA 9 THC) SOLUTION
METERED DOSE INHALERS AND METHODS OF USE

Commissioner of Patents and Trademarks
Washington, D.C. 20231

SUBMISSION OF ASSIGNMENT

Sir:

Kindly record and return to the undersigned the attached assignment from Joanne Peart, Peter R. Byron, Aron H. Lichtman and Billy R. Martin to Virginia Commonwealth University, for the above-identified patent application. Accompanying the assignment and Assignment Recordation Form is our check in the amount of \$40.00 to cover the recording fee for this assignment. Please charge any deficiencies in fees or credit any overpayments to Attorney's Deposit Account No. 50-2041.

Respectfully submitted,

Ruth Tyler-Cross
Reg. No.: 45,922

703-787-9400



30743

PATENT TRADEMARK OFFICE